

5/17/21

lst

ORDINANCE NO. 96-21

BY: **VITO DIPIERRO, MARK CASSELBERRY, KRISTIN L. SABAN**
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF PARMA AND THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION FOR THE LPA FEDERAL ODOT-LET BROOKPARK ROAD RESURFACING PROJECT FROM W. 130TH STREET TO W. 10TH STREET, AND DECLARING AN EMERGENCY

WHEREAS the Project Description is for the Resurfacing of Brookpark Road (SR-17) from W. 130th Street to W. 10th Street half in the City of Parma. This work is part of a larger project from W. 130th Street to the IR-480 EB ramps in the Cities of Parma, Cleveland, and Brooklyn and in the Village of Brooklyn Heights.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Mayor is hereby authorized to enter into an Agreement with the Ohio Department of Transportation for the LPA Federal ODOT-Let Brookpark Road Resurfacing Project from W. 130th Street to W. 10th Street, as described in the LPA-ODOT-Let Project Agreement” attached as Exhibit “A”.

Section 2. Consent Statement. Being in the public interest, the City of Parma gives consent to the Director of Transportation to complete the above-described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable, as well as any other agreements necessary to develop and construct the Project as follows:

The City of Parma agrees to participate in the cost of the Project. The City agrees to assume and contribute the entire cost and expense of the improvement less the amount of Federal-aid funds set aside by the Director Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, United States Department of Transportation

Section 3. Utilities and Right-of-Way Statement.

The City of Parma agrees that all right-of-way required for the described Project will be acquired and/or made available in accordance with current State and Federal regulations.

Section 4. That the Mayor is hereby authorized to execute said Agreement and to take such action and to execute such other documents and amendments thereto as may be necessary as are approved by the Law Director.

Section 5. That funds for said Project shall be paid from Fund No. 405-405 – Capital Improvements; Fund No. 62110-09621.

Section 6. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 7. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to expedite these services with the Ohio Department of Transportation, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED:_____	_____
	PRESIDENT OF COUNCIL
ATTEST:_____	APPROVED:_____
CLERK OF COUNCIL	
FILED WITH THE MAYOR:_____	_____
	MAYOR, CITY OF PARMA, OHIO